

BEFORE THE
UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Market Dominant Product Prices
Inbound Market Dominant Multi-Service Agreements
with Foreign Postal Operators
PostNL–United States Postal Service Bilateral
Agreement (MC2010-35)
Negotiated Service Agreement

Docket No. R2015-3

PUBLIC REPRESENTATIVE MOTION FOR LEAVE TO RESPOND
TO COMMISSION ORDER NO. 2293 CONCERNING
TYPE 2 RATE ADJUSTMENT AND ROYAL POSTNL BV
NEGOTIATED SERVICE AGREEMENT

(December 23, 2014)

Pursuant to Commission Rule 3001.21(a), the Public Representative hereby moves for leave to respond to Commission Order No. 2293, filed December 17, 2014.¹ In Order No. 2293, the Commission approved the inbound portion of a bilateral agreement with Royal PostNL BV (PostNL) to be included within the Inbound Market Dominant Multi-Service Agreements with Foreign Postal Operators 1 (Multi-Service Agreements) product. *Id.* at 1-2. The bilateral agreement with PostNL (PostNL 2014 Agreement) establishes negotiated rates for inbound letterpost during the two-year period, January 1, 2015, to December 31, 2016, unless terminated sooner.²

In the response that is the subject of this motion, the Public Representative seeks clarification as to whether the Commission intends that the Postal Service supplement the financial model filed in this docket with the Calendar Year (CY) 2016 UPU terminal dues default rates, once the 2016 rates become available. It is the Public

¹ Order No. 2293, Order Approving an Additional Inbound Market Dominant Multi-Service Agreement with Foreign Postal Operators 1 Negotiated Service Agreement (with Royal PostNL BV), December 17, 2014.

² United States Postal Service Notice of Type 2 Rate Adjustment, Notice of Filing Functionally Equivalent Agreement and Application for Nonpublic Treatment, November 14, 2014 (Notice), Attachment 2 at 10.

Representative's opinion that a supplemental filing to update the financial model is necessary to facilitate Commission fulfillment of its statutory obligations as it would permit the Commission to determine whether the negotiated rates constitute an improvement over the CY 2016 UPU default rates and therefore improve the net financial position of the Postal Service during the second year of the PostNL 2014 Agreement. The Public Representative's response, in the form of additional comments, is being filed concurrently with this motion.

The Public Representative respectfully requests that the Commission grant this motion, and consider these additional comments provided in response to Order No. 2293.

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